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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	§
Murtaza F. Alibhai	§ Group Art Unit: Unknown
James D. Astwood	§
Charles A. McWherter	§ Examiner: Unknown
Hugh A. Sampson	§
	§ Atty. Dkt. No.: 11899.0217.DVUS02
Serial No.:	§ (MOBT:2171)
	§
Filed: Herewith	§
	§
	§
For: Preparation of Deallergenized	§
PERMUTEINS AND PATATINS	§

INFORMATION DISCLOSURE STATEMENT

MAIL STOP PATENT APPLICATION Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on the attached Form PTO-1449 be considered by the Examiner and made of record.

In accordance with 37 C.F.R §§ 1.97(g),(h), this Information Disclosure Statement should not be construed as a representation that a search has been made, and is not to be construed to be

an admission that the information cited is prior art or is considered to be material to patentability

as defined in 37 C.F.R. § 1.56(b).

This Information Disclosure Statement is being filed prior to the receipt of a first Office

Action reflecting an examination on the merits, and hence is believed to be timely in accordance

with 37 C.F.R. § 1.97(b). Accordingly, no fee is believed to be due. Should any fees be deemed

necessary, however, the Commissioner is hereby authorized to charge any such fees to Deposit

Account No. 01-2508/11899.0217.DVUS02.

This application is a divisional application of Serial No. 09/755,630, filed January 5,

2001, and is relied upon for an earlier filing date under 35 U.S.C. § 120. In accordance with

Rule 37 C.F.R. § 1.98(d), copies of the listed documents are not enclosed as they have been

previously cited by or submitted to the Patent and Trademark Office in prior application Serial

No. 09/755,630, and because those references cited by the Applicant in that prior application

were submitted in Rule-compliant Information Disclosure Statements.

Applicant respectfully requests that the listed documents be considered and made of

record in the present case, and that the Examiner initial the spaces on the accompanying Form

PTO-1449 to evidence the same.

Respectfully submitted,

Monte R. Rhodes, Ph.D.

Reg. No. 54,396

Customer No. 23369

Agent for Assignee

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Date: <u>Soplember 9, 2003</u>

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Serial No.: Atty. Docket No.: Form PTO-1449 (modified) 11899.0217.DVUS02 Unknown List of Patents and Publications for Applicant's **Applicant** MURTAZA F. ALIBHAI et al. INFORMATION DISCLOSURE STATEMENT Group: Filing Date: (Use several sheets if necessary) Herewith To be assigned Other Art **U.S. Patent Documents Foreign Patent Documents** See Page 1-6 See Page 1 See Page 1

U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	Al	5,743,477	04/28/98	Walsh et al.	424	94.6	08/27/92
	A2	5,882,668	03/16/99	Garnaat et al.	424	405	11/26/96
	A3						

Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	Bl	WO 94/21805	09/29/94	WIPO	C12N	15/82	
	B2	WO 96/37615	11/28/96	WIPO	C12N	15/29	
	В3	2090552	08/27/94	Canada	C12N	15/82	
	B4	WO 99/45961	09/16/99	WIPO	A61K	39/395	
	B5	WO 99/38978	08/05/99	WIPO	C12N	15/29	
	В6	WO 98/54327	12/03/98	WIPO	C12N	15/29	

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

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List of Patents and Publications for Applicant's		Applicant		
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	C14	Astwood, J.D., and Fuchs, R.L., Allergenicity of Foods Derived from Transgenic Plants, Monographs in allergy Vol. 32: Highlights in food allergy, pp. 105-120 (1996).
	C15	Metcalfe, D.D., et al., Assessment of the Allergenic Potential of Foods Derived from Genetically Engineered Crop Plants, <i>Critical Reviews in Food Science and Nutrition</i> , 36S: 165-186 (1996).
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-	C26	Seppala, U., et al., Identification of patatin as a novel allergen for children with positive skin prick test responses to raw potato, <i>J. Allergy Clin. Immunol.</i> , 103: 165-171 (1999).
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	C60	Alibhai, M., et al. Re-Engineering Patatin (Sol t 1) Protein to Eliminate IgE Binding, J. Allergy Clin. Immunol., Vol. 105, no. 1 (part 2): S79, paper 239 (2000).
	C61	Astwood, J.D., et al. Identification and Characterization of IgE Binding Epitopes of Patatin, a Major Food Allergen of Potato, J. Allergy Clin. Immunol., Vol. 105, no. 1 (part 2): S184, paper 555 (2000).
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